

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
CHARLOTTESVILLE DIVISION**

**DEBI FRYE, Administrator of
the Estate of Ellis Frye and in
her individual capacity,**

Plaintiff,

v.

SCOTT H. JENKINS, ET AL.

Defendants.

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Civil Action No. 3:22-cv-00070

ORDER

For the reasons set forth in the accompanying Memorandum Opinion, Defendants' Motions to Dismiss, Dkts. 32, 34, are **GRANTED**. Frye's claims against the Sherriff's Office are **DISMISSED WITH PREJUDICE**. Frye's monetary claims against Jenkins and Dorrough in their official capacities are **DISMISSED WITH PREJUDICE**. Count III of this action is **DISMISSED WITHOUT PREJUDICE**. The case remains pending against Jenkins and Dorrough in their individual capacities as to Counts I, II, IV, and V.

It is so **ORDERED**.

Entered: July 19, 2023

Robert S. Ballou

Robert S. Ballou
United States District Judge